THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No.32670 of 1998

Dated: 27.06.2007

Between:

Bonthu Satyanarayana
.

… Petitioner

AND

The Asst.Commissioner of Labour,
Vishakapatnam
And others

… Respondents

THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No.32670 of 1998

ORDER:-

This writ petition is filed for a writ of mandamus to declare the inaction of respondent No.1 in taking steps in reappointing the petitioner as Conductor, as illegal and arbitrary and for a consequential direction to take the petitioner back into service.

It is not in dispute that the petitioner's services were dispensed with following his going on strike alongwith a number of other similarly placed Conductors who were engaged on casual basis. The grievance of the petitioner in the writ petition is that after calling off of the strike and in pursuance of an understanding between the Corporation and the Unions of Conductors casual Conductors were taken back into service while the petitioner was denied re-employment.

At the time of admission this Court granted interim direction to the respondents to re-engage the petitioner as casual Conductor. Sri Padmanabha Rao, learned Standing Counsel representing the respondents submits that in pursuance of the interim direction the petitioner was re-engaged and he is continuing in service. In view of these undisputed facts the writ petition has become infructuous.

The writ petition is therefore disposed of as infructuous. However, this order does not preclude the respondents from initiating appropriate disciplinary proceedings if there is any material against the petitioner concerning his misconduct.

C.V.NAGARJUNA REDDY,J

Dt:27.06.2007
Mdaa.